

EXHIBIT 249

1 UNITED STATES DISTRICT COURT
2 FOR THE NORTHERN DISTRICT OF GEORGIA
3 ATLANTA DIVISION
4 Civil Action No. 1:17-cv-02989-AT

5 DONNA CURLING, et al.,
6 Plaintiffs,
7 vs.
8 BRAD RAFFENSPERGER, et al.
9 Defendants.

10
11
12 VIDEOTAPED DEPOSITION OF
13 CATHLEEN LATHAM

14
15 August 8, 2022
16 10:15 a.m.

17
18 Warner Robins, Georgia

19
20
21 Laura M. MacKay, RPR, CCR-B-1736
22 (Appearing remotely)
23
24
25

1 And these are public schools, private or
2 both?

3 A. It's for the Department of Education of
4 Georgia.

5 Q. And you do that virtually from Texas?

6 A. I can do it virtually from anywhere.

7 Q. And is that economics?

8 A. Yes.

9 Q. Have you been employed by anyone in Georgia
10 other than teaching at Coffee County department of
11 education?

12 A. No.

13 Q. Have you had any other jobs since
14 graduating college beyond the teaching jobs you
15 described?

16 A. I was a nanny, I was a stay-at-home mom.
17 These are all while I was in Pennsylvania. I just
18 did odd jobs trying to be a stay-at-home mom, and I
19 also did substitute teaching.

20 Q. No other jobs in Georgia?

21 A. No. Not -- no.

22 Q. You were at some point the Coffee County
23 Republican Party chair; is that right?

24 A. Yes.

25 Q. How long did you serve as the chair?

1 MR. CHEELEY: You know what to --

2 A. On the advice of lawyers, I respectfully
3 decline to answer on the basis of my rights and
4 privileges under Article 1, Section 1, Paragraph 16
5 of the Georgia Constitution, the Fifth Amendment of
6 the United States Constitution and Georgia law.

7 As the United States Supreme Court has
8 stated, the privilege against testifying protects
9 everyone, including innocent people from answering
10 questions if the truth might be used to help create
11 a misleading impression that they were somehow
12 involved in improper conduct.

13 I was previously labelled as a witness of
14 another investigation and agreed to cooperate, but
15 the District Attorney's Office has now labelled me a
16 target, and so I very reluctantly follow the advice
17 of my counsel and I decline to testify or answer
18 questions in this deposition.

19 BY MR. CROSS:

20 Q. Ms. Latham, are you worried that indicating
21 the dates that you served as the chair of the Coffee
22 County Republican Party may incriminate you?

23 A. On the advice of counsel, I decline to
24 testify for the reasons I've previously stated.
25 Thank you.

1 Q. Ms. Latham, do you understand that when you
2 assert a Fifth Amendment in a civil litigation the
3 court can infer that you are -- that you did in fact
4 commit whatever offense you are concerned about?

5 A. On the advice of counsel, I decline to
6 testify for the reasons I previously stated.

7 Q. How did you obtain your position as Coffee
8 County Republican Party chair?

9 A. On the advice of counsel, I decline to
10 testify for the reasons I previously stated.

11 MR. CROSS: Just to make this go faster,
12 Mr. Cheeley, if she's going to assert a
13 response to all of the questions, if she just
14 says "Fifth Amendment invocation," that will
15 encompass her prior statement. Is that okay?

16 MR. CHEELEY: Very well.

17 BY MR. CROSS:

18 Q. Ms. Latham, did you previously serve as the
19 Georgia GOP under 80,000 caucus chair?

20 A. Fifth Amendment.

21 Q. And when did you serve as that chair?

22 A. Fifth Amendment.

23 Q. What is the role of the caucus -- of that
24 caucus in the state -- in the Republican Party of
25 Georgia?

1 A. Fifth Amendment.

2 Q. How did you obtain that position?

3 A. Fifth Amendment.

4 Q. What is the role of the caucus chair?

5 A. Fifth Amendment.

6 Q. In your time serving as the caucus chair,
7 did you ever hear about problems with the Dominion
8 voting system in Georgia?

9 A. Fifth Amendment.

10 Q. Did you at any point report or convey any
11 problems to any election officials in the state of
12 Georgia?

13 A. Fifth Amendment.

14 Q. Did you at any point serve on a state
15 Republican executive committee?

16 A. Fifth Amendment.

17 Q. What was your role on that committee?

18 A. Fifth Amendment.

19 Q. When did you leave that position?

20 A. Fifth Amendment.

21 Q. How long did you serve in that position?

22 A. Fifth Amendment.

23 Q. Do you know someone named Burt Jones?

24 A. Fifth Amendment.

25 Q. Do you have any relationship with

1 Mr. Jones?

2 A. Fifth Amendment.

3 Q. Do you know someone named Bill Ligon,
4 L-I-G-O-N?

5 A. Fifth Amendment.

6 Q. Do you have any relationship with
7 Mr. Ligon?

8 A. Fifth Amendment.

9 Q. What was the purpose of the state
10 Republican executive committee?

11 A. Fifth Amendment.

12 Q. To your knowledge, did the committee ever
13 make any recommendations to the state on election
14 security?

15 A. Fifth Amendment.

16 Q. Did the committee ever take any position on
17 using hand marked paper ballots in lieu of the
18 Dominion system?

19 A. Fifth Amendment.

20 Q. Are you aware that the current Republican
21 platform in Georgia calls for replacing the Dominion
22 system with hand marked paper ballots?

23 A. Fifth Amendment.

24 Q. Have you ever been a party in a lawsuit?

25 A. Fifth Amendment.

1 Q. Is Mr. Cheeley representing you today?

2 A. Yes, sir.

3 Q. When did you first retain Mr. Cheeley?

4 A. I don't know, but I'll say Fifth Amendment.

5 Q. Are you paying for Mr. Cheeley's fees or is
6 somebody else paying?

7 A. Fifth Amendment.

8 Q. Did you put in any effort to prepare for
9 today's deposition?

10 A. Fifth Amendment.

11 Q. Did you speak with anyone about your
12 deposition before arriving today?

13 A. Fifth Amendment.

14 Q. Did you review any documents in advance of
15 the deposition?

16 A. Fifth Amendment.

17 Q. You received subpoenas from plaintiffs in
18 this case to produce documents; is that right?

19 A. Yes.

20 Q. And did you collect and produce documents
21 in response to those subpoenas?

22 A. Yes.

23 Q. What efforts did you undertake to search
24 for responsive documents?

25 A. Fifth Amendment.

1 Q. Is there anything at all you can tell me
2 today about what you did to search for documents in
3 response to the document subpoena we issued?

4 A. Fifth Amendment.

5 Q. Did you search your personal devices?

6 A. Fifth Amendment.

7 Q. Did you search any computers?

8 A. Fifth Amendment.

9 Q. Search any hard copy files?

10 A. Fifth Amendment.

11 Q. Did you speak with anyone other than your
12 lawyer about the subpoenas that you received from
13 us?

14 A. Fifth Amendment.

15 Q. What's the relationship between the Coffee
16 County Republican Party chair and the Coffee County
17 election supervisor?

18 A. Fifth Amendment.

19 Q. When you served as the Coffee County
20 Republican chair, did you from time to time meet
21 with the Coffee County elections supervisor?

22 A. Fifth Amendment.

23 Q. Do you know someone named Missy Hampton?

24 A. Fifth Amendment.

25 Q. Are you aware that Missy Hampton is

1 sometimes referred to as Misty Hayes?

2 A. Fifth Amendment.

3 Q. Have you ever spoken with Misty Hampton?

4 A. Fifth Amendment.

5 Q. Are you aware that Missy Hampton previously
6 served as the Coffee County election supervisor?

7 A. Fifth Amendment.

8 Q. There's literally nothing you can tell me
9 about any communication you ever had with
10 Ms. Hampton that you don't believe would incriminate
11 you; is that right?

12 A. Fifth Amendment.

13 Q. Did you ever visit the election office in
14 Coffee County?

15 A. Fifth Amendment.

16 Q. Were you ever physically inside the
17 election office at Coffee County?

18 A. Fifth Amendment.

19 Q. Were you ever inside the election office at
20 Coffee County when Misty Hampton was the election
21 supervisor?

22 A. Fifth Amendment.

23 Q. Are you familiar with the election
24 management system server that each county in Georgia
25 has to manage the Dominion voting system?

1 A. Fifth Amendment.

2 Q. Are you aware that in Coffee County there
3 is a room in the election's office where their EMS
4 server is located?

5 A. Fifth Amendment.

6 Q. Are you aware in that room there's also a
7 central scanner and a computer called the ICC?

8 A. Fifth Amendment.

9 Q. Were you ever at any point in the Coffee
10 County room where the EMS server and ICC are housed?

11 A. Fifth Amendment.

12 Q. Did you yourself ever access the EMS server
13 in Coffee County?

14 A. Fifth Amendment.

15 Q. Did you ever touch the server?

16 A. Fifth Amendment.

17 Q. Did you ever see the server?

18 A. Fifth Amendment.

19 Q. Did you ever access the ICC in Coffee
20 County?

21 A. Fifth Amendment.

22 Q. Did you ever touch it?

23 A. Fifth Amendment.

24 Q. Did you ever see it?

25 A. Fifth Amendment.

1 Q. Did you at any point ever see anyone in the
2 Coffee County EMS server room other than Coffee
3 County election officials at the time Misty Hampton
4 and her assistant Jil Riddlehouser [sic]?

5 A. Fifth Amendment.

6 Q. During your time as Coffee County
7 Republican Party chair, did you ever meet with the
8 Coffee County election board?

9 A. Fifth Amendment.

10 Q. When you served as the Coffee County
11 Republican Party chair, was there anyone you
12 reported to?

13 A. Fifth Amendment.

14 Q. Did you ever meet with any state or county
15 election officials while you served in that role?

16 A. Fifth Amendment.

17 Q. When you served as the Coffee County
18 Republican Party chair -- strike that.

19 When you served as the chair of the under
20 80,000 caucus, did you ever meet with any Georgia
21 election officials?

22 A. Fifth Amendment.

23 Q. As the Coffee County Republican Party
24 chair, what involvement, if any, did you have in the
25 administration of the 2020 November elections?

1 A. Fifth Amendment.

2 Q. As the Coffee County Republican Party
3 chair, what involvement, if any, did you have with
4 the January 2021 Senate runoff elections?

5 A. Hold on one second. I'm catching up.
6 Fifth Amendment.

7 Q. Were you aware that Ms. Hampton, Misty
8 Hampton made a video that became available online on
9 YouTube of her interacting with the Dominion system
10 in the Coffee County election office?

11 A. Fifth Amendment.

12 Q. Have you ever seen that video?

13 A. Fifth Amendment.

14 Q. Were you there when the video was made?

15 A. Fifth Amendment.

16 Q. Is there anything at all you can tell me
17 about that video?

18 A. Fifth Amendment.

19 Q. Were you aware that in the video you can
20 see on her monitor screen a Post-it note with what's
21 supposed to be a confidential password for the MS
22 server in Coffee County?

23 A. Fifth Amendment.

24 Q. When you were in the Coffee County
25 elections office, did you ever see that Post-it note

1 on her screen yourself?

2 A. Fifth Amendment.

3 Q. Are you aware of any efforts by Coffee
4 County or the State of Georgia to address the fact
5 that that Post-it note was probably disclosed
6 online?

7 A. Could you repeat that, please.

8 Q. Sure. Are you aware of any efforts by
9 Coffee County or the State of Georgia to address the
10 fact that Ms. Hampton had publicly disclosed the EMS
11 server password online?

12 A. Fifth Amendment.

13 Q. Did you ever discuss that video with
14 anyone?

15 A. Fifth Amendment.

16 Q. Do you know Anthony Rowell or Tony Rowell?

17 A. Fifth Amendment.

18 Q. Have you ever had any interactions with
19 Mr. Rowell?

20 A. Fifth Amendment.

21 Q. Have you ever discussed with Mr. Rowell the
22 disclosure of the EMS password online?

23 A. Fifth Amendment.

24 MR. CHEELEY: How do you spell his name?

25 MR. CROSS: R-O-W-E-L-L.

1 MR. CHEELEY: Thank you.

2 BY MR. CROSS:

3 Q. Are you familiar with Paul Maggio?

4 A. Fifth Amendment.

5 Q. Have you ever spoken with him?

6 A. Fifth Amendment.

7 Q. Have you ever communicated with him at all?

8 A. Fifth Amendment.

9 Q. Are you aware of a team that included Paul
10 Maggio traveling to Coffee County on or around
11 January 7th of 2021 to access Coffee County's
12 election equipment?

13 A. Fifth Amendment.

14 Q. Are you aware of that team accessing the
15 EMS server in Coffee County at that time?

16 A. Fifth Amendment.

17 Q. Have you ever discussed those circumstances
18 with Anthony Rowell?

19 A. Fifth Amendment.

20 Q. Have you ever discussed those circumstances
21 with Eric Chaney?

22 A. Fifth Amendment.

23 Q. Do you know Eric Chaney?

24 A. Fifth Amendment.

25 Q. Have you ever had any communications with

1 Eric Chaney?

2 A. Fifth Amendment.

3 Q. Do you know any members of the Coffee
4 County election?

5 A. Fifth Amendment.

6 Q. Have you ever communicated with any of the
7 members of the Coffee County election board about
8 Mr. Maggio and others accessing voting equipment in
9 Coffee County in January of 2021?

10 A. Fifth Amendment.

11 Q. Do you know Wesley Vickers?

12 A. Fifth Amendment.

13 Q. Have you ever communicated with Wesley
14 Vickers?

15 A. Fifth Amendment.

16 Q. Do you know James Barnes?

17 A. Fifth Amendment.

18 Q. Have you ever communicated with James
19 Barnes?

20 A. Fifth Amendment.

21 Q. Have you ever communicated with anyone at
22 all about Mr. Maggio and others accessing voting
23 equipment in Coffee County in January of 2021?

24 A. Fifth Amendment.

25 Q. Are you aware that Misty Hampton left her

1 position as elections supervisor in February of
2 2022?

3 A. Fifth Amendment.

4 Q. Do you know why she left that position?

5 A. Fifth Amendment.

6 Q. Have you ever discussed that with her?

7 A. Fifth Amendment.

8 Q. Do you know whether she was terminated?

9 A. Fifth Amendment.

10 Q. Were you yourself present in the Coffee
11 County elections office when Mr. Maggio and others
12 came in to access the equipment in January of 2020?

13 A. Fifth Amendment.

14 Q. Who all was present when that occurred?

15 A. Fifth Amendment.

16 Q. Was Scott Paul present?

17 A. Fifth Amendment.

18 Q. Was Doug Logan present?

19 A. Fifth Amendment.

20 Q. Who all traveled to Coffee County on or
21 around January 6 or 7, 2021 for the purpose of
22 accessing Coffee County's election equipment?

23 A. Fifth Amendment.

24 Q. Is there anything at all you are willing to
25 tell me about the individuals accessing Coffee

1 County's election equipment in January of 2020?

2 A. Fifth Amendment.

3 Q. Do you believe disclosing any information
4 at all about those circumstances may incriminate
5 you?

6 A. Fifth Amendment.

7 Q. Do you believe you have committed any
8 crime?

9 A. Fifth Amendment.

10 Q. Did Misty Hampton authorize Paul Maggio or
11 anyone else to access Coffee County's election
12 equipment on or around January 7th of 2020?

13 A. Fifth Amendment.

14 Q. Did Eric Chaney authorize that?

15 A. Fifth Amendment.

16 Q. Did anyone on the Coffee County board --
17 election board authorize that?

18 A. Fifth Amendment.

19 Q. Do you know if anyone on the Coffee County
20 election board was aware that that was happening?

21 A. Fifth Amendment.

22 Q. Are you aware that Eric Chaney did in fact
23 know that it was happening?

24 A. Fifth Amendment.

25 Q. Do you know what, if anything, the

1 individuals who accessed the Coffee County election
2 equipment on or around January 7, 2021, what, if
3 anything, they took with them from that office?

4 A. Fifth Amendment.

5 Q. Do you know whether they copied software
6 from any of the election equipment in that office?

7 A. Fifth Amendment.

8 Q. Do you know what devices they physically
9 connected to Coffee County's EMS server at that
10 time?

11 A. Fifth Amendment.

12 Q. Do you know what equipment they physically
13 connected to the ICC in Coffee County January 7 of
14 2020?

15 A. Fifth Amendment.

16 Q. Do you know whether they took a forensic
17 image of any of the voting equipment in Coffee
18 County?

19 A. Fifth Amendment.

20 Q. Did they access any of the BMDs at that
21 time in Georgia in Coffee County?

22 A. Fifth Amendment.

23 Q. Did they access any of the poll packs in
24 Coffee County at that time?

25 A. Fifth Amendment.

1 Q. Did they access any of the flash drives
2 that are used with the voting equipment at that time
3 in Coffee County?

4 A. Fifth Amendment.

5 Q. Did they access any computers or other
6 electronic devices in the office at that time?

7 A. Fifth Amendment.

8 Q. Did they copy any data from any of the
9 voting equipment or other devices in the Coffee
10 County elections office on or around January 7 of
11 2021?

12 A. Fifth Amendment.

13 Q. Mrs. Latham?

14 A. Yes, sir.

15 Q. What are you looking at on your phone?

16 A. My friend just sent me a text, I was just
17 answering her. I didn't answer her. She was
18 telling me she ate her kolache.

19 Q. Is it about this deposition?

20 A. No, sir. Would you like to see?

21 Q. Sure.

22 A. "I just ate my sausage kolache and they
23 were good."

24 Q. All right. Great.

25 Just to keep things simple, let's not

1 access any devices while we're --

2 A. You did. That's why I took a break.

3 Q. Right. But I'm not the witness?

4 A. Okay.

5 MR. CHEELEY: You can do it during a
6 break.

7 THE WITNESS: Okay. I thought he was
8 taking a break.

9 MR. CROSS: Thank you.

10 BY MR. CROSS:

11 Q. Yeah. I'll let you know if we go off.

12 A. All right.

13 Q. Have you ever communicated with anyone in
14 the secretary of state's office about Mr. Maggio or
15 others accessing Coffee County's voting equipment on
16 or around January 7, 2020?

17 A. Fifth Amendment.

18 Q. Have you ever communicated with Secretary
19 Raffensperger?

20 A. Fifth Amendment.

21 Q. Have you ever communicated with Gabriel
22 Sterling?

23 A. Fifth Amendment.

24 Q. Have you ever communicated with Jordan
25 Fuchs?

1 A. Fifth Amendment.

2 Q. Do you know whether anyone in the secretary
3 of state's office was aware that that occurred at
4 some point after January 7 of 2021?

5 A. Fifth Amendment.

6 Q. Has anyone from the secretary of state's
7 office ever contacted you about potential improper
8 access to Coffee County's voting system?

9 A. Fifth Amendment.

10 Q. Has anyone, any employee, representative or
11 agent of the State of Georgia at any point ever
12 contacted you about potential improper access to
13 Coffee County's voting equipment?

14 A. Fifth Amendment.

15 Q. Do you know Rudy Giuliani?

16 A. Fifth Amendment.

17 Q. Have you ever had any communications with
18 Rudy Giuliani?

19 A. Fifth Amendment.

20 Q. Have you ever communicated with him about
21 gaining access to Dominion voting equipment in
22 Georgia or elsewhere?

23 A. Fifth Amendment.

24 Q. Do you know Sidney Powell?

25 A. Fifth Amendment.

1 Q. Have you ever had any communications with
2 Sidney Powell?

3 A. Fifth Amendment.

4 Q. Have you ever had any communications with
5 Sidney Powell about gaining access to Dominion
6 voting equipment in Georgia or elsewhere?

7 A. Fifth Amendment.

8 Q. Do you know Stefanie Lambert?

9 A. Fifth Amendment.

10 Q. Have you ever had any communications with
11 her?

12 A. Fifth Amendment.

13 Q. Have you ever had any communications with
14 Stefanie Lambert about gaining access to Dominion
15 voting equipment in Georgia or elsewhere?

16 A. Fifth Amendment. Sorry.

17 Will you spell her last name?

18 Q. Stefanie Lambert?

19 A. Uh-huh.

20 Q. L-A-M-B-E-R-T.

21 A. Thank you.

22 Q. Do you know Lin Wood?

23 A. Fifth Amendment.

24 Q. Have you ever had any communications with
25 Lin Wood?

1 A. Fifth Amendment.

2 Q. Have you ever communicated with Lin Wood
3 about gaining access to Dominion voting equipment in
4 Georgia or elsewhere?

5 A. Fifth Amendment.

6 Q. Do you know Patrick Buirn, B-Y-R-N-E?

7 A. Fifth Amendment.

8 Q. Have you ever will any communications with
9 Patrick Byrne?

10 A. Fifth Amendment.

11 Q. Have you ever communicated with Mr. Byrne
12 about gaining access to Dominion voting equipment in
13 Georgia or elsewhere?

14 A. Fifth Amendment.

15 Q. Do you know Benjamin Cotton?

16 A. Fifth Amendment.

17 Q. Have you ever communicated with Mr. Cotton?

18 A. Fifth Amendment.

19 Q. Have you ever communicated with Mr. Cotton
20 about gaining access to Dominion voting equipment in
21 Georgia or elsewhere?

22 A. Fifth Amendment.

23 Q. Do you know whether Mr. Cotton has ever
24 obtained copies of proprietary Dominion voting
25 software?

1 A. Fifth Amendment.

2 Q. Are you aware that he's testified under
3 oath that he gained -- attained that software from
4 Coffee County, Georgia?

5 A. Fifth Amendment.

6 Q. Are you aware that he's testified under
7 oath that he has software, Dominion proprietary
8 voting software from Fulton County in Georgia as
9 well?

10 A. Fifth Amendment.

11 Q. Do you know how he obtained the software
12 from either of those counties?

13 A. Fifth Amendment.

14 Q. Have you ever discussed that with anyone?

15 A. Fifth Amendment.

16 Q. Did you assist with that?

17 A. Fifth Amendment.

18 Q. Did you help orchestrate that?

19 A. Fifth Amendment.

20 Q. Were you aware that it was happening?

21 A. Fifth Amendment.

22 Q. Do you know anyone who was involved in
23 obtaining that software for Mr. Cotton?

24 A. Fifth Amendment.

25 Q. Do you know Russell Ramsland,

1 R-A-M-S-L-A-N-D?

2 A. Spell that again.

3 Q. R-A-M-S-L-A-N-D.

4 A. Fifth Amendment.

5 Q. Do you know whether Russell -- strike that.

6 Have you ever communicated with Russell
7 Ramsland about obtaining access to Dominion voting
8 equipment in Georgia or elsewhere?

9 A. Fifth Amendment.

10 Q. Do you know Steve Bannon?

11 A. Fifth Amendment.

12 Q. Have you ever communicated with Mr. Bannon
13 about obtaining access to voting equipment in
14 Georgia or elsewhere?

15 A. Fifth Amendment.

16 Q. Do you know if anyone else has ever
17 communicated with Mr. Bannon about obtaining access
18 to Dominion voting equipment in Georgia or
19 elsewhere?

20 A. Fifth Amendment.

21 Q. Do you know Doug Franks?

22 A. Spell that.

23 Q. F-R-A-N-K-S?

24 A. Fifth Amendment.

25 Q. Have you ever communicated with Mr. Franks

1 about obtaining access to Dominion voting equipment
2 in Georgia or elsewhere?

3 A. Fifth Amendment.

4 Q. Are you familiar with a firm called
5 Sullivan Strickler?

6 A. Fifth Amendment.

7 Q. Are you familiar with Paul Maggio of
8 Sullivan Strickler?

9 A. Fifth Amendment.

10 Q. Have you ever communicated with anyone at
11 Sullivan Strickler about obtaining access to
12 Dominion voting equipment in Georgia or elsewhere?

13 A. Fifth Amendment.

14 Q. Do you know Greg Freemyer from Sullivan
15 Strickland?

16 A. Fifth Amendment.

17 Q. Have you ever communicated with him about
18 obtaining access to Dominion voting equipment in
19 Georgia or elsewhere?

20 A. Fifth Amendment.

21 Q. Do you know Jenna Ellis?

22 A. Fifth Amendment.

23 Q. Have you ever communicated with Jenna Ellis
24 about obtaining access to Dominion voting equipment
25 in Georgia or elsewhere?

1 A. Fifth Amendment.

2 Q. Do you know Jennifer Jackson at Sullivan
3 Strickler?

4 A. Fifth Amendment.

5 Q. Have you ever communicated with her about
6 obtaining access to Georgia voting equipment in
7 Georgia or elsewhere?

8 A. Fifth Amendment.

9 Q. What can you tell me about the access
10 Mr. Maggio or anyone else at Sullivan Strickler had
11 to Coffee County's voting equipment in January of
12 2020?

13 A. Fifth Amendment.

14 Q. Have you ever communicated with Scott Hall
15 about obtaining access to Dominion voting equipment
16 in Georgia or else somewhere?

17 A. Fifth Amendment.

18 Q. Are you aware that Scott Hall himself
19 traveled to Coffee County on or around January 7 of
20 2021 to help organize access to Coffee County's
21 confidential voting equipment?

22 A. Fifth Amendment.

23 Q. Did you help organize that?

24 A. Fifth Amendment.

25 Q. Did you communicate with him about that?

1 A. Fifth Amendment.

2 Q. Were you there?

3 A. Fifth Amendment.

4 Q. Do you know Alex -- I think it's Cruce,
5 C-R-U-C-E?

6 A. Spell that last name.

7 Q. C-R-U-C-E.

8 A. Fifth Amendment.

9 Q. Have you ever communicated with that
10 individual about obtaining access to Dominion voting
11 equipment in Georgia or elsewhere?

12 A. Fifth Amendment.

13 Q. Do you know Robert Preston, Jr.?

14 A. Fifth Amendment.

15 Q. Have you ever communicated with that
16 individual about obtaining access to Dominion voting
17 equipment or elsewhere?

18 A. Fifth Amendment.

19 Q. Do you know Preston Haliburton?

20 A. Fifth Amendment.

21 Q. Is Mr. Haliburton an attorney who has
22 represented you, including in a senate -- a Georgia
23 Senate hearing?

24 A. Fifth Amendment.

25 Q. Have you ever claimed whistleblower status

1 with respect to Georgia election issues?

2 MR. CHEELEY: You can answer that.

3 A. Yes.

4 BY MR. CROSS:

5 Q. In fact, you claimed that publicly in a
6 Senate hearing in Georgia; is that right?

7 A. Yes.

8 Q. And in what way were you a whistleblower?

9 A. Fifth Amendment.

10 Q. What were you blowing the whistle on?

11 A. Fifth Amendment.

12 Q. Do you know Doug Logan of Cyber Ninjas?

13 A. Fifth Amendment.

14 Q. Have you ever communicated with Mr. Logan
15 about obtaining access to Dominion voting equipment
16 in Georgia or elsewhere?

17 A. Fifth Amendment.

18 Q. Do you know whether Doug Logan was present
19 on or around January 7, 2021, when a team accessed
20 Coffee County's EMS server?

21 A. Fifth Amendment.

22 Q. Did you ever communicate with him about
23 that?

24 A. Fifth Amendment.

25 Q. Do you know Bernard Kerik, K-E-R-I-K?

1 A. What's his first name?

2 Q. Bernard?

3 A. Fifth Amendment.

4 Q. Have you ever communicated with Bernard
5 Kerik about obtaining access to Dominion voting
6 equipment in Georgia or elsewhere?

7 A. Fifth Amendment.

8 Q. Do you know Kurt Hilbert, H-I-L-B-U-R-T
9 [sic]?

10 A. Fifth Amendment.

11 Q. Have you ever communicated with Kurt
12 Hilbert about obtaining access to Dominion's voting
13 equipment in Georgia or elsewhere?

14 A. Fifth Amendment.

15 Q. Individuals associated with the Donald
16 Trump campaign after the November 2020 election were
17 actively seeking access to Dominion voting equipment
18 in the country; is that right?

19 A. Fifth Amendment.

20 Q. What, if anything, can you tell me about
21 that?

22 A. Fifth Amendment.

23 Q. What steps did you take to help organize
24 that?

25 A. Fifth Amendment.

1 Q. What steps did you take to help organize
2 that in Georgia?

3 A. Fifth Amendment.

4 Q. Do you know Dominic -- I'm going to spell
5 the last name -- L-A-R-I-C-C-I-A?

6 A. LaRiccia?

7 Q. Yes. Thank you.

8 A. Fifth Amendment.

9 Q. Do you know Dominic LaRiccia?

10 A. LaRiccia. Fifth Amendment.

11 Q. Have you ever communicated with Dominic
12 LaRiccia about obtaining access to Dominion voting
13 equipment in Georgia or elsewhere?

14 A. Fifth Amendment.

15 Q. To your knowledge, how many individuals
16 have made forensic copies of software from voting
17 equipment in Coffee County?

18 A. Fifth Amendment.

19 Q. How many individuals have made forensic
20 copies of Coffee County's prior EMS server?

21 A. Fifth Amendment.

22 Q. Same question regarding Coffee County BMDs?

23 A. Fifth Amendment.

24 Q. Same question regarding Coffee County
25 E-poll books?

1 A. Fifth Amendment.

2 Q. Same question regarding any electronic
3 equipment in the Coffee County elections office?

4 A. Fifth Amendment.

5 Q. During the time that a team was in the
6 Coffee County election office on or around
7 January 7, 2021, accessing the election equipment
8 there, what, if anything, did they upload to that
9 equipment?

10 A. Fifth Amendment.

11 Q. Did they load any software onto it at all?

12 A. Fifth Amendment.

13 Q. Did they alter any of the software or
14 firmware on any of that equipment?

15 A. Fifth Amendment.

16 Q. Did they update any malware?

17 A. Fifth Amendment.

18 Q. Did they upload anything to any -- to the
19 EMS server that could have any impact on the
20 elections in the state of Georgia?

21 A. Fifth Amendment.

22 Q. Did they connect any devices to any
23 election equipment in the Coffee County election
24 office that could have an impact on elections in the
25 state of Georgia?

1 A. Fifth Amendment.

2 Q. Was it their intent to do that?

3 A. Fifth Amendment.

4 Q. What involvement did you have in helping to
5 obtain a copy of Dominion voting software from
6 Fulton County?

7 A. Fifth Amendment.

8 Q. What involvement did you have with
9 obtaining copies of Dominion voting software from
10 any county in Georgia?

11 A. Fifth Amendment.

12 Q. What counties in addition to Coffee and
13 Fulton did you help try to identify as potential
14 points of access with Dominion voting equipment for
15 those looking to obtain access?

16 A. Fifth Amendment.

17 Q. What was done with any of the data or other
18 information that was extracted from Coffee County
19 voting equipment on or around January 7, 2021?

20 MR. CHEELEY: Object to the form.

21 You may answer.

22 A. Just Fifth Amendment.

23 BY MR. CROSS:

24 Q. Who has that data?

25 MR. CHEELEY: Object to form.

1 A. Fifth Amendment.

2 BY MR. CROSS:

3 Q. What efforts have been made to use the
4 information that was gleaned from accessing the
5 Coffee County voting equipment on or around
6 January 7, 2021? What efforts had been made to use
7 that to manipulate elections in the United States?

8 MR. PICO-PRATS: Object to the form.

9 A. Fifth Amendment.

10 BY MR. CROSS:

11 Q. What efforts have been made to analyze that
12 data?

13 MR. CHEELEY: Object to the form.

14 A. Fifth Amendment.

15 BY MR. CROSS:

16 Q. Ms. Latham, let me hand you what's been
17 marked as Exhibit 1. If you will take a look at
18 that, please.

19 (Exhibit 1 marked.)

20 BY MR. CROSS:

21 Q. Ms. Latham, Exhibit 1 is --

22 A. (Inaudible).

23 Q. Oh, yeah. I was just going to describe it
24 for you. I'll wait until you take a look at it.

25 It's a copy of the subpoena for documents that my

1 group served on you.

2 A. Wait a minute, Exhibit 1.

3 Q. Yeah. And just take a moment to look
4 through it if you need to.

5 A. I don't -- do you mean Attachment 1A?

6 Q. Yeah. Do you see there's a subpoena on the
7 first page?

8 A. Yeah.

9 Q. And then behind that if you get to -- do
10 you see where it says Attachment A?

11 A. Yes.

12 Q. And have you seen Attachment A before?

13 A. Yes.

14 Q. And so do you recognize Attachment A? And
15 if you turn to page 10 of it, you will see the
16 document request. Do you recognize this as the
17 document request we served on you?

18 A. It appears to be the same one.

19 Q. What steps specifically did you take to
20 search for documents responsive to each of the
21 requests here?

22 A. Fifth Amendment.

23 Q. Is there anything at all you can tell me
24 about what you did to search for documents
25 responsive to the request to the exhibit?

1 A. Fifth Amendment.

2 Q. Are there any documents responsive to
3 Exhibit 1 that you have not produced?

4 A. Fifth Amendment.

5 Q. Are there any documents responsive to
6 Exhibit 1 that you have withheld on some sort of
7 privilege ground or other ground?

8 A. Fifth Amendment.

9 (Exhibit 2 marked.)

10 BY MR. CROSS:

11 Q. Let me hand you what's Exhibit 2,
12 Mrs. Latham. Just tell me if you recognize
13 Exhibit 2.

14 A. Yes, I recognize it.

15 Q. Do you recognize Exhibit 2 as a document
16 subpoena that was served on you by the Coalition
17 plaintiffs?

18 A. Yes.

19 Q. If you turn to page 10 you will see where
20 the document requests themselves are listed.

21 A. Uh-huh.

22 Q. Is that a "yes"?

23 A. Yes.

24 Q. And what steps, if any, did you take to
25 search for documents responsive to this subpoena?

1 A. Yes.

2 Q. And I would appreciate it if you could do
3 it at a break because I don't want to have to make
4 you come back for another deposition.

5 A. All right. What is, it 64?

6 Q. Magnolia64.

7 A. Okay.

8 Q. protonmail.com?

9 A. I'm sorry, I only searched for Scott Hall,
10 and I apologize.

11 Q. Okay. And then when you search your
12 e-mails, did you search just your inbox?

13 A. I did everything.

14 Q. Including the trash?

15 A. Yes. But my trash deletes every 30 days.

16 Q. In Gmail?

17 A. Yes.

18 Q. How long has that been set up?

19 A. Forever.

20 Q. All right. So let's look back. So you
21 wake up, you've got an e-mail from Scott Hall, "Team
22 left at 8." Why did you send that on to Misty
23 Hampton?

24 A. Because it came to me and I didn't know why
25 it didn't go to her. So I just sent her the

1 information. I think it -- I think the original
2 message said: Let Misty know.

3 And I just copied that part. And I didn't
4 know -- and in my mind I do remember going, I don't
5 know why he let me know. I went to work.

6 Q. Did you respond to him?

7 A. No.

8 What was that? Your chair fell.

9 Q. I got short. Sorry.

10 So you didn't write him back and say, hey,
11 what's this about or why are you e-mailing me or...?

12 A. No.

13 Q. No response?

14 A. No.

15 Q. Okay. What was your understanding when he
16 said, "Team left at 8," what was your understanding
17 of what that's about?

18 A. Oh, I don't know.

19 Q. Well, you understood that there was a team
20 of individuals led by Paul Maggio that were going to
21 Coffee County from Atlanta, don't you?

22 A. I got to -- I don't know what I think.

23 Q. Well, when you got this, did you ask
24 Ms. Hampton what it was about?

25 A. No, not at this moment, no.

1 Q. And you also wrote, "Scott is flying in."

2 A. I guess I cleared it up. Scott is flying
3 in.

4 Q. Right.

5 A. Yeah. So he may have said in the message,
6 you know, let Misty know I'm flying in whatever, but
7 I did cut and copy that and put that in there
8 because the phone number.

9 Q. Right. So you copied and pasted you said
10 from an e-mail from Scott Hall the first one and
11 then in the second part you let her know that Scott
12 Hall was flying there?

13 A. Yeah. That's probably part of the other
14 little message. I'm bad about transposing numbers
15 that's why I did that.

16 Q. All right. But presumably Scott Hall
17 doesn't refer to himself in third person, so --

18 A. No. What I'm saying is he -- I'm just
19 saying from what I can tell from my texting is
20 possibly that he said, I'm also flying in whatever.

21 And so I wouldn't have copied that because
22 that wouldn't have made sense.

23 Q. Right.

24 A. Yeah.

25 MR. CHEELEY: Did somebody just join?

1 THE VIDEOGRAPHER: It's Mary Kaiser.

2 MR. CROSS: She's with us. She's one of
3 my colleagues.

4 THE WITNESS: Okay.

5 BY MR. CROSS:

6 Q. All right. So the morning of January 7,
7 2021, you learned from Scott Hall that there was a
8 team of five people heading from Atlanta to Coffee
9 County?

10 A. I just said, "Team left Atlanta" -- I'm
11 telling you what's there. It was a very brief
12 message.

13 Q. But you sent that on to Ms. Hampton because
14 you understood that team was going to meet with her?

15 A. I'm assuming. At this point I don't know.

16 Q. And you understood that Scott Hall was
17 separately flying in to Coffee County, right?

18 A. It just said, I am flying in or whatever,
19 whatever he would have said. So I just said, Scott
20 is flying in.

21 Q. Okay.

22 A. I just assumed it was all one plane -- I
23 don't know -- that he was coming.

24 Q. Well, tell me everything you know about the
25 individuals who traveled from Atlanta to Coffee

1 County on the morning of January 7, 2021, with
2 respect to these text messages.

3 A. All I know is that there was a guy named
4 Paul Maggio and Scott was flying in.

5 Q. To see Misty Hampton?

6 A. They were coming in to Coffee County, yeah.
7 That's all I know.

8 Q. But to the elections office to see Misty
9 Hampton?

10 A. I don't know. I just let her know.

11 Q. Well, you let me her know because you
12 thought they were going to see her, right?

13 A. I was sent an e-mail that said, "Let Misty
14 know."

15 Q. And then she responds "Yay" with four
16 exclamation points. Do you see that?

17 A. Yep, I see that.

18 Q. And then she asks you, "What is Scott's
19 last name?"

20 A. I said, "Hall."

21 Q. Right. You responded "Hall." And then she
22 writes: "Is someone coming at 10 to vote review
23 panel?" Do you see that?

24 A. Yes.

25 Q. What was that about?

1 A. Voter review panel. There were some
2 ballots that still needed voter review panel for
3 some reason. And I couldn't take off, and there was
4 another person named Lane, and I couldn't get a
5 commitment from him to go in, so I didn't know
6 whether anybody was going to be there or not. But I
7 told her, I said, "I trust you all."

8 Because, you know, Ms. Ernestine is very
9 honest. She trained me in voter review panel,
10 and -- but I trusted them to do the voter review
11 panel. If there was any questions, they would have
12 called me.

13 Q. The team that was heading in that morning
14 with Paul Maggio and Scott Hall, do you know they
15 were going to meet with Eric Chaney?

16 A. I have no idea.

17 Q. Do you know whether they did meet with Eric
18 Chaney?

19 A. I have no idea.

20 Q. Okay. So then you respond: "I could not
21 get Lane to commit. I trust you all." We just
22 talked about that.

23 Ms. Hampton responds: "Okay."

24 And then you wrote back: "How is it today?
25 Finished?"

1 Do you see that?

2 A. Uh-huh.

3 Q. What was that about?

4 A. Voter review panel I'm assuming.

5 Q. All right. Turn to page 3 in Exhibit 6.

6 Yeah, there you go.

7 So if you look at the top you'll see we
8 pick up with that other text left off --

9 A. Uh-huh.

10 Q. -- "How is it today? Finished?"

11 Ms. Hampton writes --

12 A. Thank you. I was wondering where the rest
13 of that was.

14 Q. Yeah, sorry. It kind of got out of order.

15 A. Yeah.

16 Q. And Ms. Hampton writes: "All were very
17 simple." Do you see that?

18 A. That was the voter review panel.

19 Q. Right.

20 A. Yes.

21 Q. And then you write still the morning of
22 January 7: "Good. Scott has landed and the rest of
23 team is almost at Douglas."

24 A. Yep. Because I got another e-mail message,
25 so I just copied it and copied the concept of the

1 message.

2 Q. Well, this one you didn't copy and paste.
3 You put in your own words?

4 A. Right, I put in -- that's what I said. I
5 copied the gist of the message, yeah.

6 Q. And so why was Mr. Hall communicating with
7 you about this instead of Ms. Hampton?

8 A. I don't know.

9 Q. You didn't ask him?

10 A. It was just -- I got an e-mail, so I just
11 sent it on to her. And I don't know what time that
12 was.

13 Q. When you say --

14 A. But it I will look. It looks like it was
15 almost after school, so... Or maybe. I don't know.

16 Q. And when you say "...the rest of the team
17 is almost in Douglas," who is the rest of the team?

18 A. I told you what his e-mail said.

19 Q. So Paul Maggio and four others?

20 A. It said the -- I remember him saying, "I've
21 landed, rest of team is almost to Douglas." I don't
22 know.

23 Q. But so you understood that Scott Hall flew
24 in and the rest of the team was traveling from
25 Atlanta --

1 A. Yes.

2 Q. -- by car?

3 A. I don't know.

4 Q. And then she writes back: "Okay. The
5 Democratic man is still here." Do you see that?

6 A. Yes.

7 Q. Who was that?

8 A. I have no idea. I thought she meant
9 Dominion. I don't know.

10 Q. And then January 7, still the same day
11 3:40 p.m. she writes: "Going great so far." Do you
12 see that?

13 A. Yes.

14 Q. And that was about the work that Mr. Hall
15 and Mr. Maggio were doing; is that right?

16 A. I am assuming. I don't know.

17 Q. But as you sit here, your best recollection
18 of what that was was her giving an update on what
19 Mr. Hall and Mr. Maggio were doing in the election
20 office?

21 A. I don't know.

22 Q. And you didn't ask her?

23 A. No, but I went after 4:00 to go check on
24 the voter review panel because oftentimes they need
25 somebody to sign off and look at the things. So I

1 didn't respond because I was probably on my way
2 there.

3 Q. To the elections office?

4 A. Yeah. I went up there, went and checked to
5 make sure they didn't need my signature, and then I
6 went across the street and had early dinner with my
7 husband.

8 Q. So you were in the elections office on
9 January 7?

10 A. I walked into the front part. I didn't go
11 into the office.

12 Q. Who did you see in the Coffee County
13 elections building on January 7, 2021?

14 A. There were people in there, and I get
15 uncomfortable when there's others. You know what I
16 mean? So I just went in there, asked if they needed
17 me to do any voter review panel.

18 Q. When you say "there were people in there,"
19 people where?

20 A. In -- outside of the -- inside the glass
21 room because I was outside.

22 Q. So January 7, 2021, sometime in the
23 afternoon or early evening, you arrive at the Coffee
24 County elections office, you see individuals in that
25 room where the ICC and the EMS server are?

1 A. Uh-huh. No, no, no. Only in the -- the --
2 the big room.

3 Q. Oh.

4 A. The blinds were drawn or any other thing,
5 so...

6 Q. You could see them in the big room where
7 Misty Hampton's desk was?

8 A. There was a couple people in there, yeah.

9 Q. And you say the blinds were drawn. The
10 blinds were drawn in what way?

11 A. The window that you can see into the --
12 where you tabulate.

13 Q. Where the ICC is?

14 A. Yes. I don't know if that's the server
15 room or not. I don't -- because to me a server is a
16 big thing.

17 Q. So the room where the ICC is, was that door
18 closed?

19 A. No. It's blinds. It's a window.

20 Q. Right. Right. But there's a room --

21 A. I didn't go in, so I don't know.

22 Q. I understand.

23 A. The blinds were closed.

24 Q. Right. So the blinds were closed, you
25 couldn't see through the glass. But was the door

1 open?

2 A. I couldn't see in because -- I mean, the
3 room -- the glass room that I'm in, that room is
4 here and then there's a door here and then the big
5 room is right here. Does that make sense?

6 Q. I see.

7 A. So if they're around --

8 Q. I see what you're saying.

9 A. There's no visibility.

10 Q. You have visibility of the glass window,
11 you don't have visibility of the door?

12 A. Huh-uh.

13 Q. Yeah, right?

14 A. Yes. Correct.

15 Q. Okay. But you could see the glass window
16 had the blinds closed, but you don't know whether
17 the door was open or closed?

18 A. No, sir.

19 Q. Okay. Got it. And how long were you in
20 the elections office that night?

21 A. Just a few minutes. It wasn't long at all.
22 I can't tell you how long. But anyway, I asked
23 to -- in fact, I think I only talked to Jil if --
24 did I need to do anything with the voter review
25 panel.

1 Q. When you came in that night, the person
2 that Ms. Hampton refers to as "the Democratic man,"
3 she's talking about the Democratic rep for the voter
4 review panel; is that right?

5 A. Excuse me?

6 Q. When she refers to "Democratic man" on
7 January 7, she's referring to the Democratic rep for
8 the voter review panel?

9 A. No, the voter review panel was
10 Ms. Ernestine. I thought when she said "the
11 Democratic man is still here," I thought she meant
12 Dominion. I don't know who the Democratic man is.

13 Q. So you don't know who she's talking about?

14 A. No, I thought she meant the Dominion man.

15 Q. So when you went into the elections office
16 on January 7, 2021, who was every person you were
17 able to see in that -- in the premises there?

18 A. I saw Jil.

19 Q. Who else?

20 A. I didn't look around. I asked about the
21 voter review panel. Did I need to sign off on
22 anything. I didn't see Ms. Ernestine. I didn't
23 see -- because she would have signed off on her part
24 of it I would assume. I saw Jil. I talked to Jil
25 about the voter review panel. That's all I can

1 remember. And she said, no, everything was good,
2 and I can't even remember if I talked to Misty or
3 not when I went in like that.

4 Q. Did you see Misty Hampton?

5 A. I can't even recall.

6 Q. But you didn't see Ms. Ernestine?

7 A. No.

8 Q. And are you aware that on January 7, the
9 Democrats had a different representative other than
10 Ms. Ernestine to handle the voter review panel?

11 A. No.

12 Q. Do you recall seeing any male figure in the
13 office that day?

14 A. Possibly. I wasn't paying attention.

15 Q. Tell me what your best memory is.

16 A. In the -- in the big room? I can't
17 remember. I'm trying to remember.

18 Q. Did you see Scott Hall?

19 A. No, Scott came from outside. And he and I
20 talked outside, and I was glad to have met him. And
21 then I left.

22 Q. I'm sorry, when you say he came from
23 outside, what does that mean?

24 A. Outside the building.

25 Q. So you saw Scott Hall outside of the

1 elections office on January 7?

2 A. Uh-huh.

3 Q. "Yes"?

4 A. Yes, sir, sorry.

5 Q. Did you ever see him inside the building?

6 A. He came in from outside and he and I talked
7 in the inner room, and then he and I went outside
8 and I just talked about how nice it was. And then
9 my phone -- and my husband told me he was on his
10 way, and we went over and had dinner. We had an
11 early dinner that night.

12 Q. Okay.

13 A. Because I was tired.

14 Q. And I just want to make sure I understand
15 right, so tell me if I have it wrong. Afternoon,
16 evening, January 7, 2021, you are in the Coffee
17 County elections office, the big room -- when you
18 say "big room" you mean the one that Jil
19 Riddlehouse --

20 A. Okay. I was outside. There's a glass room
21 right here, there's their big room, okay. I was
22 outside of that talking to Jil through the window.

23 Q. You were in the big room?

24 A. I was outside of the big room. There's a
25 glass, like, reception area.

1 Q. So sort of a foyer?

2 A. Yes.

3 Q. So you're in there talking to Jil
4 Riddlehouse [sic] and then that's when Scott Hall
5 came in from outside?

6 A. Uh-huh.

7 Q. "Yes"?

8 A. Yes, sorry.

9 Q. And did he speak to Jil too?

10 A. No. Because she was behind the glass.

11 Q. How did you talk to Jil Riddlehouse [sic]
12 if she was behind the glass?

13 A. There's, you know, the little talking
14 thing.

15 Q. Ah, okay.

16 A. Yeah.

17 Q. Okay. So she's behind the glass, you're in
18 sort of the foyer area, Scott Hall comes in?

19 A. Uh-huh.

20 Q. Was there anyone else in there?

21 A. In the foyer?

22 Q. Yes.

23 A. Not that I can recall.

24 Q. Was there anyone else inside the building
25 at all that you saw or that you were aware of?

1 A. Not that I can recall. I saw people, but I
2 wasn't paying attention.

3 Q. And when Mr. Hall came in, did he approach
4 you immediately? Did he talk to someone else? What
5 did he do?

6 A. He said, "Are you Cathy?" And he said,
7 "I'm Scott Hall." And I shook his hand, it was nice
8 to meet him. And he knew me because I had been on
9 the TV.

10 Q. How long did you guys talk?

11 A. I mean, five minutes at the most. I can't
12 tell you how long.

13 Q. Did he tell you why he was there?

14 A. We weren't -- it was just -- I was tired.
15 Talked about stuff, I don't even remember what we
16 talked about. Like I said, I was exhausted.

17 Q. Did you ask him why he was there?

18 A. No, didn't talk about it.

19 Q. Did he at any point walk over --

20 A. And at this point I do know he was about to
21 leave, and so -- and I don't know why he was outside
22 and I didn't see him when I came in, but, he was
23 getting ready to leave. So...

24 Q. Did he ever -- did you see him talk to Jil
25 Riddlehouse [sic]?

1 A. No.

2 Q. Did you see him talk to Misty Hampton?

3 A. I didn't see Misty.

4 Q. Did you see him talk to anyone other than
5 yourself?

6 A. No.

7 Q. Did you see anyone with him?

8 A. No. He came in by himself.

9 Q. So he came in, you spoke for maybe five
10 minutes and then what did you do?

11 A. I went out and I'm assuming -- I left him
12 in the foyer so I didn't look.

13 Q. So when you left, he was still inside?

14 A. Yes.

15 Q. Did you ever see him leave the building?

16 A. No. I left.

17 Q. So as you sit here, you don't know when he
18 left the elections office?

19 A. No, sir.

20 Q. And so you left, went to dinner with your
21 husband?

22 A. Yes.

23 Q. And did you eat locally?

24 A. Yes, we're isolated. There's no place to
25 go.

1 Q. Where did you eat?

2 A. Danny's.

3 Q. Denny's?

4 A. Danny's.

5 Q. Oh, Danny's. Okay. Sorry.

6 Is that -- how close is that to the
7 elections office?

8 A. You can see it.

9 Q. And so while you were at dinner, you didn't
10 see Mr. Hall leave, for example?

11 A. No. Because I would have had to drive
12 around. It's the one-way street, so I would have
13 had to drive around and go to Danny's.

14 Q. How long were you at Danny's?

15 A. I don't know, hour maybe. And then I went
16 home.

17 Q. And then you went home?

18 A. Uh-huh.

19 Q. And your husband was with you?

20 A. Yeah. We were in separate vehicles, we
21 went home.

22 Q. So you didn't have dinner with Mr. Hall?

23 A. No. No.

24 Q. Are you aware that Mr. Hall bought pizza
25 from a pizza place near the elections office that

1 day?

2 A. If he did, he bought it from Danny's, but
3 we had dinner at Danny's.

4 Q. But you never saw Mr. Hall come in and buy
5 pizza?

6 A. No.

7 Q. And you didn't eat with him?

8 A. No.

9 Q. Did he offer you pizza?

10 A. Hm?

11 Q. Did he offer you pizza?

12 A. No.

13 Q. Okay. Did you see what vehicle he came in?

14 A. No.

15 Q. When he came inside, was he carrying
16 anything?

17 A. No, not that I know of, maybe a cell phone,
18 but...

19 Q. Did you see anything in his hands, like did
20 he have a bag, a computer?

21 A. No.

22 Q. Did you see a phone at any point?

23 A. I said maybe a cell phone if he was
24 carrying anything. But I didn't -- I can't testify
25 to that.

1 Q. Right. And sorry, that's why I was just
2 trying to clarify. I don't want you to guess. Did
3 you see a cell phone?

4 A. No.

5 Q. Is there any other details, any other
6 information you can tell me about your conversation
7 you had with him in the elections office?

8 A. I'm trying to think. I didn't think he
9 would be a big man, and I think I made a comment
10 about that. Because, you know, how you try to get
11 an impression or visual of people when you talk to
12 them? He's a tall man.

13 Q. You commented that he was taller than you
14 expected?

15 A. Yes, but I'm short so everybody is tall.

16 Q. Anything else you remember from the
17 conversation?

18 A. No. I can't recall.

19 Q. Do you recall when you had dinner?

20 A. It would have been before 5 because I know
21 my husband got off and we went and had an early
22 dinner because I was wondering if there would be
23 somebody to serve because it was before 5:00. And
24 we would have eaten dinner and hurried up to get
25 home to feed the dogs.

1 Q. All right. So look back at Exhibit 6 if
2 you would, please. And we're still on this page 3?

3 A. Okay.

4 Q. So we left off where Ms. Hampton texts you
5 at 3:48 p.m., "Going great so far." And then you
6 said you arrived shortly thereafter at the elections
7 office, right?

8 A. Uh-huh.

9 Q. "Yes"?

10 A. Oh, say that again, I'm sorry. I'm just --
11 my mind is going in...

12 Q. No, no, no, that's okay.

13 So you arrived at the elections office
14 shortly after you got her text at 3:48 p.m. on the
15 7th, right?

16 A. Yeah, and I probably didn't see it or
17 anything, you know, because I just went in. So
18 there's no telling.

19 Q. So somewhere -- somewhere between 3:48 p.m.
20 and about 5:00 you were in the elections office, had
21 a conversation with Scott Hall and then went to
22 dinner with your husband?

23 A. Yeah, somewhere in between this and I would
24 say 4:30 because I have -- my mind -- we went to go
25 eat somewhere in between 4:30 and 4:45.

1 Q. And then she sends you a follow --
2 Ms. Hampton sends you a follow-up text at 8:02 p.m.
3 the same day, January 7, right?

4 A. Yes.

5 Q. And she invites you to install Signal?

6 A. Uh-huh.

7 Q. "Yes"?

8 A. Yes.

9 Q. Did you install it?

10 A. No.

11 Q. You've never communicated with Ms. Hampton
12 about -- with Signal?

13 A. No.

14 Q. You've never installed Signal on your
15 phone?

16 A. I have Signal on my phone, but I never
17 communicated with Misty on Signal.

18 Q. So you do have Signal on your phone?

19 A. Yes, I eventually got Signal on my phone,
20 but I didn't know what it was at this point. No.

21 Q. Did you search Signal for responsive
22 communications?

23 A. Yes. And I don't have anything from Misty.

24 Q. Anything with Scott Hall?

25 A. No.

1 Q. Paul Maggio?

2 A. No. I don't -- I never talked to Paul
3 Maggio, so I don't -- the only way I have his phone
4 number is from that text.

5 Q. But you understood that Ms. Hampton wanted
6 you on Signal because she didn't want to communicate
7 on text anymore, right?

8 A. From what I remember, she said Eric was
9 going to use it, and that's -- but I didn't put it
10 on there.

11 Q. And that's Eric Chaney?

12 A. Yes, sir.

13 Q. She told you that in person or on a phone
14 call?

15 A. I can't remember.

16 Q. What all do you recall about the
17 conversation where she told you Eric Chaney was
18 going to use Signal?

19 A. I don't remember.

20 Q. Do you remember anything at all beyond her
21 saying Eric Chaney is going to use Signal?

22 A. I don't remember, that's all I remember.
23 And I only remembered it because of seeing the text.

24 Q. And you never used Signal to communicate
25 with Eric Chaney?

1 A. I did after the fact. I sent him some
2 articles.

3 Q. When?

4 A. I don't remember. It was just articles,
5 yeah, about stuff I would find about Coffee County.
6 Like what Marilyn Marks was sending out, I would
7 send him those.

8 Q. Did you communicate with anyone using
9 Signal on January 7, 2021?

10 A. I don't know. I wasn't asked to look for
11 that date. I mean, I sent everything I had.

12 Q. I would ask you to take a look at that at a
13 break as well whether you have any communications --

14 A. Okay.

15 Q. -- I would say within two weeks of
16 January 7, 2021.

17 A. Is two weeks fair? I can't tell you
18 everybody. I mean --

19 Q. No, no, fair enough. I don't need everyone
20 but just anyone in association with Coffee County.

21 A. You mean this, not just Coffee County?

22 Q. Well, let's be -- let's be clear. Anything
23 to do with Scott Hall --

24 A. Okay.

25 Q. -- or Paul Maggio, their trip in, or any

1 member of the Coffee County elections board or
2 former --

3 A. Okay.

4 Q. -- Coffee County elections employee.

5 A. Got you.

6 Q. Okay?

7 MR. CHEELEY: We've been going quite a
8 while.

9 MR. CROSS: Oh, yeah, sorry.

10 MR. CHEELEY: It's 1:38. Can we get
11 some lunch?

12 MR. CROSS: Yes. Let me -- just give me
13 one minute because I think I can finish up on
14 this.

15 MR. CHEELEY: You predicted before we
16 started this last time it would be about an
17 hour.

18 MR. CROSS: Yeah.

19 MR. CHEELEY: It's been an hour.

20 MR. CROSS: Right. Let's close out this
21 point and then -- and then --

22 BY MR. CROSS:

23 Q. Flip to page 7 real quick.

24 MR. CHEELEY: I've got a 3:00 Zoom call
25 that I need to take.

1 A. Okay, go ahead.

2 BY MR. CROSS:

3 Q. So you'll see here -- well, actually,
4 there's nothing of any more substance on that so
5 don't not worry about that.

6 MR. CROSS: Okay. Yeah, let's go off
7 the record.

8 THE VIDEOGRAPHER: Off the video record
9 at 1:39 p.m.

10 (Recess 1:39-2:37 p.m.)

11 THE VIDEOGRAPHER: Back on the video
12 record at 2:37 p.m.

13 BY MR. CROSS:

14 Q. All right. Do you still have Exhibit 6 in
15 front of you?

16 A. I sure do.

17 Q. Okay. If you go to page 3 -- I'm sorry, I
18 couldn't remember if I asked you this before. When
19 Ms. Hampton texted you at 3:48 p.m. on January 7,
20 "Going great so far, was that about the work that
21 Mr. Hall and Mr. Maggio were doing?

22 A. I don't know. It could have been about the
23 voter review panel. I don't know. I said it...

24 Q. You just don't know one way or the other
25 whether --

1 A. No. Because I didn't text her and there's
2 no response from me, so I have no idea.

3 Q. Do you know Jeff Lenberg?

4 A. No.

5 Q. Have you ever heard that name?

6 A. You said it today and then I read back over
7 here and they were talking about it. But I've never
8 heard that name before or that I recall.

9 Q. Do you know whether Jeff Lenberg was in the
10 Coffee County elections office on January 7, 2021?

11 A. Not that I recall.

12 Q. All right. Take a look at the first page
13 of Exhibit 6.

14 A. Yes.

15 Q. Do you see here this is a text thread
16 between Misty Hampton and Eric Chaney?

17 A. Uh-huh.

18 Q. I'm sorry, yes?

19 A. Yes, I'm sorry.

20 Q. Everybody does it. Everybody does it.

21 And you see here on January 6th, there's a
22 text message that reads: "Scott Hall is on the
23 phone with Cathy about wanting to come scan our
24 ballots from the general election like we talked
25 about the other day. I'm going to call you in a

1 few." Do you see that?

2 A. I do see that.

3 Q. That's a text that Ms. Hampton sent Eric
4 Chaney?

5 A. No. Did she send it to -- or did he -- oh,
6 okay, I see it now. Okay, all right.

7 Q. Are you with me?

8 A. Yep.

9 Q. And she sends that at 4:26 p.m. on
10 January 6, right?

11 A. Yep.

12 Q. So does that refresh your recollection that
13 you were on the phone with Mr. Hall around 4:30 p.m.
14 on January 6?

15 A. Which would have been after school, so
16 yeah.

17 Q. Yeah.

18 A. Yes. And then so when I did see this, but
19 I mean, I still do not recall what we talked about,
20 but this right here says what we talked about was
21 scanning ballots.

22 Q. Right. And does that refresh your
23 recollection that you discussed with Mr. Hall that
24 he wanted to come down and scan ballots in the
25 election office?

1 A. It doesn't jog my memory, but I will attest
2 that's what this says here. Like I said, I cannot
3 remember exactly what I talked to him about.

4 Q. You don't have any reason to believe
5 Ms. Hampton got it wrong, right?

6 A. No, she would have probably said exactly
7 what I said.

8 Q. Okay.

9 A. And I mean scanning ballots. I mean...

10 Q. Right.

11 A. So...

12 Q. And if you look back at page 5 of
13 Exhibit 6, just so we have the timing right, you can
14 see you sent this magnolia64 e-mail address to
15 Ms. Hampton at 5:06 p.m., so about half an hour
16 after --

17 A. Right.

18 Q. -- Ms. Hampton's text to Eric Chaney?

19 A. So then probably within that phone call,
20 that's where she wanted it. Took me a while maybe
21 to find me, I don't know. But yeah, so maybe that
22 was the one phone call.

23 Q. Okay.

24 A. There you go.

25 Q. Okay. In the magnolia64@protonmail.com,

1 that's not your e-mail address?

2 A. No.

3 Q. Okay. Do you have a proton e-mail address
4 or have you ever?

5 A. I did, but it was a campaign and I don't
6 even use it anymore. I don't have access to it.

7 Q. Okay. When was the last time you used
8 that?

9 A. It was during a campaign.

10 Q. Was it before January of 2021?

11 A. No, it was after.

12 Q. It was after?

13 A. Yeah, it was this year. It was this
14 campaign. Yeah, so...

15 Q. Did you have a proton e-mail address in or
16 around January 2021?

17 A. Not that I -- no, huh-uh.

18 Q. Okay. Did you get a chance to look for the
19 documents we talked about?

20 A. Yes.

21 Q. What did you find?

22 A. I found just -- I do have a iCloud, I
23 didn't know I did, but I'm assuming it got set up
24 while I was doing the phone, but I don't use it. I
25 don't even know what the password is, so I have to

1 wait and get on there to look for anything.

2 Q. Okay. What about the -- did you search the
3 magnolia64 e-mail address?

4 A. Uh-huh, yep. And I sent basically forms
5 that were on the secretary of state's website. I
6 sent the RLA count from counties, and -- and I
7 shared articles from everything that I have from him
8 is, like, late January and February of 2021. That's
9 all I have.

10 Q. Can we see those e-mails?

11 A. I don't want people's others' names going
12 in there. But I will show them to you.

13 THE WITNESS: What do you say? Yes or
14 no?

15 MR. CHEELEY: For the e-mails?

16 THE WITNESS: Uh-huh.

17 MR. CHEELEY: As long as we have an
18 understanding that you'll redact for
19 publication the names of other people copied
20 or on the e-mails.

21 THE WITNESS: Yeah.

22 MR. CHEELEY: Because she doesn't want
23 to subject them to harassment.

24 THE WITNESS: Yep. I sent him --

25 BY MR. CROSS:

CERTIFICATE

STATE OF GEORGIA:

COUNTY OF FULTON:

I hereby certify that the foregoing transcript was taken down, as stated in the caption, and the colloquies, questions and answers were reduced to typewriting under my direction; that the transcript is a true and correct record of the evidence given upon said proceeding.

I further certify that I am not a relative or employee or attorney of any party, nor am I financially interested in the outcome of this action.

I have no relationship of interest in this matter which would disqualify me from maintaining my obligation of impartiality in compliance with the Code of Professional Ethics.

I have no direct contract with any party in this action and my compensation is based solely on the terms of my subcontractor agreement.

Nothing in the arrangements made for this proceeding impacts my absolute commitment to serve all parties as an impartial officer of the court.

This the 11th day of August 2022.

LAURA M. MACKAY, CCR-B-1736